

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fred H. Rumpf et al.

Paper No.

U.S. Serial No.: (File Wrapper Continuation
of 08/625,163)

Group Art Unit: 1511

Filed:

Examiner: Cain, E.

Title: ELASTOMERIC COMPOSITIONS AND METHODS AND APPARATUS PRODUCING SAME

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.62

Assistant Commissioner for Patents
BOX 313B
 Washington, DC 20231

RECEIVED

NOV 17 1997

Sir:

**Office of Patent Publication
Director's Office**

This is a request for filing a continuation application under 37 C.F.R. 1.62 of prior application **Serial No. 08/625,163**, filed on **April 1, 1996** entitled **Elastomeric Composition and Methods and Apparatus for Producing Same** by the following inventors:

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(Page 1)

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08969713-1197
/5/77-ET/69680

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The above-identified prior application in which no abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned under 37 CFR §1.62(g) as of the filing date of this new application. The issue fee had been paid in the above-identified prior application, however, pursuant to MPEP §609 at B(4) applicant requests that the Office consider the concurrent filing of a Petition for Withdrawal from Issue Pursuant to 37 C.F.R. §1.313(b)(5) as sufficient grounds to waive the requirement that this application under 37 C.F.R. §1.62 be filed before payment of the issue fee.

Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☐ Enter the amendment previously filed on under 37 C.F.R. 1.116 in the prior application.
2. ☒ A Petition for Withdrawal From Issue Pursuant to 37 CFR § 1.313(b)(5) is attached in connection with the above-mentioned prior application U.S.S.N. 08/625,163.
3. ☐ This application is being filed by less than all the inventors named in the prior application. The Commissioner is requested under 37 C.F.R. § 1.62(g) to delete the names of the following persons from the prior application who are not the inventors of the invention being claimed in this application:

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FOR:	(Col. 1) NO. FILED	(Col. 2) NO. EXTRA	RATE	OTHER THAN A SMALL ENTITY FEE
BASIC FEE	-----	-----	\$ 790	\$ 790.00
TOTAL CLAIMS	30 - 20	10	x 22 =	\$ 222.00
INDEP CLAIMS	4 - 3	1	x 82 =	\$ 82.00
0 MULTIPLE DEPENDENT CLAIM PRESENTED			\$ 270	\$.00
				Total \$1,094.00

3. Please charge **Deposit Account No. 19-0733** in the amount of \$1,094.00. A duplicate copy of this sheet is enclosed.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-0733**. A duplicate copy of this sheet is enclosed.
- ☐ Any additional filing fees required under 37 CFR 1.16.
- ☐ Any patent application processing fees under 37 CFR 1.17.
5. ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. **19-0733**. A duplicate copy of this sheet is enclosed.
- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☐ Any filing fees under 37 CFR 1.16 for presentation of extra claims.
6. — A new oath or declaration in compliance with 37 C.F.R. §1.63 is included since this application is a continuation-in-part which discloses and claims additional matter.
7. ☒ Amend the specification by inserting before the first line the sentence:

This application is a continuation of application Serial No. 08/625,163, filed April 1, 1996. *now abandoned*

8. — A verified statement claiming small entity status under 37 § CFR 1.9 and 2.7 was filed on is enclosed.
9. — Priority of application Serial No. filed on in is claimed under 35 U.S.C. 119(a)-(d).
10. X The prior application is assigned of record to Cabot Corporation.
11. X A Power of Attorney appears in the prior application U.S.S.N. 08/625,163.
- X Address all future communications to the undersigned. (May only be completed by applicant, or attorney or agent of record.)

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Respectfully submitted,
Fred H. Rumpf et al



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CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR § 1.10 in an envelope addressed to Assistant Commissioner for Patents, **BOX 313B**, Washington, D.C. 20231 on the date indicated below, **Express Mail Label No. EI546175174US**.

November 13, 1997

Date of Signature

By Stephen A. Nikolits
Stephen A. Nikolits

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